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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

AMERICAN FEDERATION OF
GOVERNMENT EMPLOYEES, AFL-CIO,
et al.,

Plaintiffs,

v.

DONALD J. TRUMP, in his official
capacity as President of the United States, et
al.,

Defendants.

NO. 3:25-cv-03698-SI

MOTION OF WASHINGTON,
ARIZONA, CALIFORNIA,
COLORADO, CONNECTICUT,
DISTRICT OF COLUMBIA,
DELAWARE, HAWAII, ILLINOIS,
MARYLAND, MAINE, MICHIGAN,
MINNESOTA, NEVADA, NEW
JERSEY, NEW MEXICO, NEW
YORK, NORTH CAROLINA,
OREGON, RHODE ISLAND, AND
VERMONT FOR LEAVE TO FILE
AMICI CURIAE BRIEF IN SUPPORT
OF PLAINTIFFS' MOTION FOR
TEMPORARY RESTRAINING
ORDER

Date: May 9, 2025

Time: 10:30 a.m. (PDT)

Place: Courtroom I, 17th Floor

450 Golden Gate Avenue

San Francisco, CA 94102

Judge: Honorable Susan Illston

Pursuant to Civil Local Rule 7-11, Washington, Arizona, California, Colorado, Connecticut, District of Columbia, Delaware, Hawai‘i, Illinois, Maryland, Maine, Michigan, Minnesota, Nevada, New Jersey, New Mexico, New York, North Carolina, Oregon, Rhode Island, and Vermont (Amici States) respectfully move the Court for leave to file a brief of *amici curiae* in the above-captioned case in support of Plaintiffs’ motion for a temporary restraining order. A copy of the proposed brief of *amici curiae* is attached to this motion.

Counsel for all parties have consented to the filing of this brief.

INTEREST AND IDENTITY OF AMICI CURIAE

1. Amici States are collectively home to tens of thousands of federal employees, including members of Plaintiffs and their local affiliates, who provide important government services to Amici States and their residents. Collaborations and partnerships with federal agencies and employees are integral to the Amici States’ ability to deliver critical services and fulfill their obligations to their citizens. The Amici States cooperate with the federal government regularly to share resources and information, respond to emergencies, protect the environment, and perform a wide range of work to protect the health, welfare, and well-being of the public. The Amici States have a compelling interest in the subject of this litigation, specifically in the ways that Defendants’ mass termination of large numbers of federal employees, and dismantling of federal agencies, upends the ability of the States to protect and serve their residents.

2. Amici States’ proposed brief offers a unique and valuable perspective on the nature of the harm that the mass terminations and agency dismantling impose on the States and the residents they serve. State governments rely on the stability and capacity of their federal counterparts to conduct the fundamental work of governance, which is protecting the health and

1 welfare of the residents they serve. The loss of agency capacity, expertise, and efficiency has
 2 significant deleterious effects on the Amici States' ability to fulfill these responsibilities. As
 3 concurrent sovereign entities in our federalist system, the Amici States are well positioned to
 4 explain why Defendants' actions exceed the authority of the Executive, and how the resulting
 5 harms to the States affect the public interest.

6 3. For the foregoing reasons, Amici respectfully request the Court's permission to
 7 file the brief accompanying this motion. *See Hoptowit v. Ray*, 682 F.2d 1237, 1260 (9th
 8 Cir. 1982) ("The district court has broad discretion to appoint amici curiae."), *abrogated on other*
 9 *grounds by Sandin v. Conner*, 515 U.S. 472 (1995); *Miller-Wohl Co. v. Comm'r of Lab. & Indus.*,
 10 694 F.2d 203, 204 (9th Cir. 1982) ("[T]he classic role of amicus curiae . . . [is to assist] in a case
 11 of general public interest, supplementing the efforts of counsel, and drawing the court's attention
 12 to law that escaped consideration."); *see also California v. U.S. Dep't of the Interior*, 381 F.
 13 Supp. 3d 1153, 1163-64 (N.D. Cal. 2019) (noting "liberality" with which district courts in this
 14 district permit amicus briefs); *California v. Azar*, No. 3:19-cv-01184-EMC, 2019 WL 2029066,
 15 at *1 (N.D. Cal. May 8, 2019) ("District courts frequently welcome amicus briefs from non-
 16 parties concerning legal issues that have potential ramifications beyond the parties directly
 17 involved or if the amicus has unique information or perspective that can help the court beyond
 18 the help that the lawyers for the parties are able to provide." (internal quotation marks and
 19 citation omitted)).

20 For the foregoing reasons, the Amici States respectfully request leave to file the attached
 21 brief. A proposed order is attached to this motion.

1 DATED this 8th day of May, 2025.

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